

AMENDMENT TO H.R. 4205, AS REPORTED
OFFERED BY MR. CAMP OF MICHIGAN

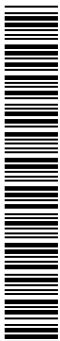
At the end of subtitle D of title VI (page 199, after line 10), insert the following new section:

1 **SEC. 643. EFFECTIVE DATE OF DISABILITY RETIREMENT**
2 **FOR MEMBERS DYING IN CIVILIAN MEDICAL**
3 **FACILITIES.**

4 (a) IN GENERAL.—(1) Chapter 61 of title 10, United
5 States Code, is amended by inserting after section 1219
6 the following new section:

7 **“§ 1220. Members dying in civilian medical facilities:**
8 **authority for determination of later time**
9 **of death to allow disability retirement**

10 “(a) AUTHORITY FOR LATER TIME-OF-DEATH DE-
11 TERMINATION TO ALLOW DISABILITY RETIREMENT.—In
12 the case of a member of the armed forces who dies in a
13 civilian medical facility in a State, the Secretary concerned
14 may, solely for the purpose of allowing retirement of the
15 member under section 1201 or 1204 of this title and sub-
16 ject to subsection (b), specify a date and time of death
17 of the member later than the date and time of death deter-
18 mined by the attending physician in that civilian medical
19 facility.



1 “(b) LIMITATIONS.—A date and time of death may
2 be determined by the Secretary concerned under sub-
3 section (a) only if that date and time—

4 “(1) are consistent with the date and time of
5 death that reasonably could have been determined by
6 an attending physician in a military medical facility
7 if the member had died in a military medical facility
8 in the same State as the civilian medical facility; and

9 “(2) are not more than 48 hours later than the
10 date and time of death determined by the attending
11 physician in the civilian medical facility.

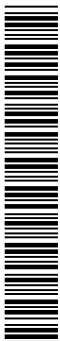
12 “(c) STATE DEFINED.—In this section, the term
13 ‘State’ includes the District of Columbia and any Com-
14 monwealth or possession of the United States.”.

15 (2) The table of sections at the beginning of such
16 chapter is amended by inserting after the item relating
17 to section 1219 the following new item:

“1220. Members dying in civilian medical facilities: authority for determination
of later time of death to allow disability retirement.”.

18 (b) EFFECTIVE DATE.—(1) Section 1220 of title 10,
19 United States Code, as added by subsection (a), shall
20 apply with respect to any member of the Armed Forces
21 dying in a civilian medical facility on or after January 1,
22 1998.

23 (2) In the case of any such member dying on or after
24 such date and before the date of the enactment of this



1 Act, any specification by the Secretary concerned under
2 such section with respect to the date and time of death
3 of such member shall be made not later than 180 days
4 after the date of the enactment of this Act.

